

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

FILED
CLERK'S OFFICE
2005 NOV -4 P 12:49
U.S. DISTRICT COURT
DISTRICT OF MASS

DENNIS DIMON

Plaintiff,

vs.

Civil Action No. 05-11073-REK

MICHAEL B. LATTI, LATTI ASSOC.,
LATTI & ANDERSON LLP,
METROPOLITAN LIFE INSURANCE CO.,
KEMPER INSURANCE CO., and
MORGAN STANLEY DW, INC.,

Defendants.

**DEFENDANT MORGAN STANLEY DW, INC.'S
CERTIFICATION PURSUANT TO LOCAL RULE 16.1(D)(3)**

Pursuant to Federal Rule of Civil Procedure, Rule 16.1(D)(3), the undersigned
hereby certify that Morgan Stanley DW, Inc. has conferred with its counsel in this matter:

- a) with a view to establishing a budget for the costs of conducting the full course of litigation; and
- b) to consider the resolution of the litigation through the use of alternative dispute resolution.

MORGAN STANLEY DW, INC.,

COUNSEL OF RECORD,

By its Authorized Representative,

Paul A. Thomas

Sandra Sue McQuay
Sandra Sue McQuay, BBO# 340120
Sullivan Weinstein & McQuay, P.C.
Two Park Plaza, Suite 610
Boston, MA 02116-3902
617-348-4300